THE HON'BLE Mr. JUSTICE V.ESWARAIAH

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WRIT PETITION No. 23045 of 2005

DATED:03-11-2005

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Between:

Polamreddi Bhaskar Reddy,

Son of Venkat Reddy,

Aged about 40 years,

R/o. Kapugunneri

Kalahasti Mandal, Chittoor District ……Petitioner

AND

1. Government of Andhra Pradesh,

Represented by its Principal Secretary,

Agirculture & Co-operation Department,

Secretariat, Hyderabad and four others

….Respondents

THE HON'BLE Mr. JUSTICE V.ESWARAIAH

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WRIT PETITION No. 23045 of 2005

ORDER:

The petitioner has filed the present writ petition seeking a direction particularly in the nature of writ of Mandamus, to declare the impugned G.O.Rt.No.1111 dated 24-10-2005 cancelling the orders issued in G.O.Rt.No.1077 dated 24-10-2005 as arbitrary and illegal and consequently, set aside the same.

The case of the petitioner is that the Government having rightly considered

the hypersensitive situation and on-going activities of the rival groups, which may cause obstruction to conduct free and fair poll, and to avoid the intimidation of voters, issued G.O.Rt.No.1077 Agriculture and Cooperation (Coop.V) Department, dated 24.10.2005. On the same day, the government issued another order in G.O.Rt.No.1111 dated 24.10.2005 cancelling the earlier G.O.Rt.No.1077. Hence the present writ petition.

Heard the learned Counsel for the petitioner and the learned Government Pleader for Co-operative Societies and perused the material on record.

Admittedly, no reasons have been given in G.O. Rt.No.1111 for canceling the earlier G.O. In the instant case, the elections scheduled to be held on 26.10.2005. It is stated that elections were already conducted and no incidents have taken place on the date of the elections in the manner of conducting free and fair elections. In view of the fact that the elections were already conducted, I am of the opinion that the cause in the present writ petition does not survive for adjudication and therefore, the writ petition is liable to be dismissed.

Accordingly, the writ petition is dismissed as infructuous. However, it is made clear that the petitioner is at liberty to agitate his grievances, if any, before the appropriate forum.

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03rd November, 2005

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THE HON'BLE Mr. JUSTICE V.ESWARAIAH

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